

REMARKS

Applicant respectfully requests reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow.

Claims 4, 12, and 17 are requested to be cancelled. Claims 1, 8-11, 13, 14 and 18 are currently being amended. Claims 21 and 22 are being added. Thus, claims 1-3, 5-11, 13-16 and 18-22 are now pending. A detailed listing of all claims that are, or were, in the application, irrespective of whether the claim(s) remain under examination in the application, is presented, with an appropriate defined status identifier.

Applicant has amended the pending claims to address minor potential grammatical and idiomatic issues. In response to the present rejection, Applicant has further amended the independent claims. Independent claim 1 is amended to include features previously recited in dependent claim 4. Independent claim 8 is amended to more specifically describe the conditions for the gateway server to convert required contents into specific contents. Independent claim 11 is amended to include features previously recited in dependent claim 12. Independent claim 14 is amended to include features previously recited in dependent claim 17. Claims 21 and 22 are amended to more particularly point out and distinctly claim Applicant's invention.

Claims 1-20 were rejected under 35 U.S.C. § 102(a) as allegedly being anticipated by EP 096389 A2 to Kitayama et al. ("Kitayama"). Applicant submits that the amended claims are now patentable over Kitayama for at least the reasons that follow.

Independent claim 1 is drawn to a gateway server that includes a convert section that converts first contents into second contents, which correspond to display performance of a display section of a small terminal, in response to a request from a small terminal. The convert section judges whether first contents are picture contents. When the first contents are not picture contents, they are not converted into the second contents.

In it is not seen that Kitayama discloses a convert section as recited in claim 1. In this regard, the Office Action asserts that the HTML generator of Kitayama as described at paragraphs 0074 and 0075 does not convert if it does not receive view objects. It is not understood that Kitayama discloses judging whether first contents are picture contents as recited in the claims.

Independent claim 8 is drawn to a contents obtaining system that also includes a gateway server. The gateway server converts required contents into specific contents, which correspond to display performance of a terminal, when the required contents are picture contents. As with claim 1, it is not understood that the portions of Kitayama cited in the Office Action disclose these features.

Independent claim 11 is drawn to a contents obtaining method. This method includes determining whether contents from a contents server are picture contents, and when they are not, conversion of the contents into specific contents are not performed. The recited combination of features of claim 11 is not understood to be disclosed by Kitayama, as noted above in regard to claim 1.

Independent claim 14 is drawn to a computer readable medium for recording a program for a process, which includes substantially the same steps as noted above in regard to claim 11, and is believed to be patentable for substantially the same reasons noted above.

Applicant believes that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

*PN 88072*

By

*AB*

David A. Blumenthal  
Attorney for Applicant  
Registration No. 26,257

Date 4/12/04

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5407  
Facsimile: (202) 672-5399